

City Commission Member Dan Morrison moved to adopt the following resolution:

RESOLUTION NUMBER 1042

A RESOLUTION OF THE POLSON CITY COMMISSION APPROVING AN ALTERNATIVE PROJECT DELIVERY METHOD OF CONTRACTOR SELECTION UNDER TITLE 18, CHAPTER 2, PART 5, MONTANA CODE ANNOTATED FOR THE WALKWAY FROM RIVERSIDE PARK TO SALISH POINT AND THE WEST PIER REPLACEMENT AS TAX INCREMENT FINANCING PROJECTS AND AUTHORIZING THE CITY MANAGER AND CITY ENGINEER TO PURSUE A DESIGN-BUILD PROCESS TO OBTAIN A CONTRACTOR FOR THE PROJECT.

BE IT RESOLVED by the City Commission of the City of Polson, Montana as follows:

WHEREAS, pursuant to Resolution No. 1040, passed on March 4, 2013, the City Commission approved the Walkway and the Pier Replacement Projects (defined in Resolution No. 1040) as TIF projects and authorized the City Manager to move forward with the final design of such Projects and construction bids for such Projects; and

WHEREAS, after consultation with representatives of the Confederated Salish Kootenai Tribes, the City Engineer, representatives of the Polson Redevelopment Agency, City Parks Superintendent and the City's Bond Counsel for the TIF Projects, the City Manager recommends the City utilize the Alternative Project Delivery Design-Build Contract where, pursuant to Title 18, Chapter 2, Part 5, MCA, the design-build contractor assumes the responsibility and the risk for architectural and engineering design and construction delivery for the construction of the two TIF Projects described in Resolution No. 1040; and

WHEREAS, the City manager has determined that the City qualifies with respect to the two TIF Projects for the use of the Design-Build Alternative Project Delivery Method described in Title 18, Chapter 2, Part 5, MCA.

NOW, THEREFORE BE IT RESOLVED, by the City Commission of the City of Polson, Montana as follows:

Section 1. Determination on Qualification to Utilize Alternative Project Delivery Contract. This City Commission, on the basis of information presented at this meeting determines that: (a) with the assistance of the City Engineer, the City has knowledgeable staff or consultants who have capacity to manage an alternative delivery project contract; (b) the City Engineer has presented to the Commission a summary of the manner in which the alternative delivery contract award process will be conducted and a draft Request for Qualifications which also references how subcontractors and suppliers will be selected; (c) the schedule for construction this year requires a contractor to be in place to accomplish removal of the existing boards on the West Pier before full pool of Flathead Lake in mid to late June; (d) the Design-Build process will shorten the time necessary and provide decreased costs to be at construction stage by June, as opposed to the typical process of engineering design and conventional bidding Resolution No. 1042

process; (e) the Projects will require significant technical complexities with much of the work being done from barges, which requires a more unique set of equipment and expertise than the traditional city construction contractor; (f) based on the summary described in (b) above, the alternative project delivery contract method will not encourage favoritism or bias or substantially diminish competition for the contract because the selection of qualified contractors to present proposals will be based on merit and ability to complete the contract in a timely manner.

Section 2. Authorization for City Manager and City Engineer to Pursue Design-Build Option for Alternative Project Delivery Contract. The City Commission authorizes the City Manager and City Engineer to follow the process outlined in the Summary attached to this Resolution for: advertising for Request for Qualifications and reviewing and evaluating the responses; selecting qualified applicants to request proposals from; and evaluating proposals and making a recommendation to the City Commission for selection of a design-build contractor at a specific price for the two TIF Projects and providing reasons for the selection of the specific design-build contractor, including a reference to the criteria in Section 18-2-503(2)(a) and (b).

Passed by the City Commission of Polson, Montana this 18th day of March, 2013.

Pat DeVries, Mayor

ATTEST:

Cindy M. Dooley, City Clerk

City Commission Member Fred Funke seconded the Motion for adoption of the Resolution.

City Commission roll call vote:

	<u>FOR</u>	<u>OPPOSED</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
John Campbell	X			
Todd Erickson	X			
Mike Lies	X			
Stephen Turner	X			
Fred Funke	X			
Dan Morrison	X			
Pat DeVries			X	

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